

STATE ELECTION COMMISSION, HARYANA
NIRVACHAN SADAN, PLOT NO. 2, SECTOR-17, PANCHKULA-134109

The 6th June, 2011

No. SEC/E-II/2011/1308.—Whereas the name of Smt. Rajindro W/o Sh. Ragvinder Singh was notified as Sarpanch of Gram Panchayat Jeolly, Block Naraingarh, District Ambala by the State Election Commission, Haryana *vide* its Notification No. SEC/E-II/2010/5337 dated 06.07.2010.

2. And, whereas, Smt. Manjit Kaur W/o Sh. Mange Ram, Village Jeolly filed a Civil Writ Petition No. 11106 of 2010 in the Hon'ble Punjab and Haryana High Court levelling the allegations that Respondent No. 7 (Smt. Rajindro) has fraudently been declared as winning candidate instead of the fact that out of total 1222 total polled votes, she had obtained 727 votes and Smt. Rajindro had obtained 438 votes. The Hon'ble Court on 08.07.2010 passed an interim order to stay the notification of the result. Subsequently the notification of the result of the seat of Sarpanch Gram Panchayat Jeolly was stayed till further orders *vide* Commission's Notification No. SEC/E11/2010/6333 dated 28.07.2010. The CWP was finally disposed off by the Hon'ble Court on 29.07.2010 with the following orders:-

“For the reasons stated, this writ petition, is allowed with costs of Rs. 50,000/- (Rupees fifty thousand only), the election of respondent No. 7 is set aside and the petitioner is declared elected as Sarpanch of Village Jeolly. The State of Haryana is directed to issue notification declaring petitioner as elected Sarpanch. Costs of Rs. 50,000/- (Rupees fifty thousand only) imposed are directed to be recovered from Mr. Kuldeep Singh, Presiding Officer, guilty of changing the result sheet by manipulations.”

3. And, whereas, Smt. Rajindro filed a L.P.A. No. 946 of 2010 in the Hon'ble Court against the orders passed on 29.07.2010 in which Hon'ble Court on 10.08.2010 passed an interim order that the judgement of the learned Single Judge, the notification declaring the petitioner (respondent herein) as elected Sarpanch shall not be issued till further orders. The L.P.A. has finally been disposed off by the Hon'ble Court on 05.05.2011 with the following orders:-

“It is patent from the record that the votes polled by the writ petitioner are higher than the votes polled by the appellant. There is no issue of recount of votes. Question is only of correctly compilation of figures of votes polled as per record. Learned Single Judge has rightly upheld the stand of the writ petitioner.

No ground is, thus, made out to interfere with the view taken by learned Single Judge.

The appeal is dismissed.”

4. And, whereas, Deputy Commissioner-cum-District Election Officer (P), Ambala *vide* his Memo No. P.-2011/P.A./2263 dated 13.05.2011, has recommended to notify the name of Smt. Manjit Kaur as Sarpanch of Gram Panchayat Jeolly in view of the orders of Hon'ble Court passed on 05.05.2011 in L.P.A. No. 946 of 2010. The Deputy Commissioner-cum-District Election Officer (P), Ambala was requested *vide* letter No. SEC/4E-II/2011/1087 dated 18.05.2011 to intimate as to whether any appeal has been filed against the orders of Hon'ble Court or not? If filed, status be conveyed. In this respect, Deputy Commissioner-cum-District Election Officer (P), Ambala *vide* his Memo No. P.-2011/P.A./2657 dated 27.05.2011 has informed that as per the report of Block Development and Panchayat Officer, Naraingarh, no stay order has been received against the orders passed by the Hon'ble High Court. It has thus further been recommended to notify the name of Smt. Manjit Kaur.

5. And, whereas, in view of the request of Deputy Commissioner-cum-District Election Officer (P), Ambala and orders of Hon'ble Court dated 05.05.2011 passed in L.P.A. No. 946 of 2010, the State Election Commission, Haryana hereby denotify the name of Smt. Rajindro W/o Sh. Ragvinder Singh from the seat of Sarpanch Gram Panchayat Jeolly and further notify the name of Smt. Manjit Kaur W/o Sh. Mange Ram as Sarpanch of Gram Panchayat Jeolly, Block Naraingarh, District Ambala.

Panchkula :

The 6th June, 2011

(Sd.)...

State Election Commissioner, Haryana.